



State of New Jersey

Chris Christie
Governor

Office of the Attorney General
Department of Law and Public Safety
Division of Gaming Enforcement
1300 Atlantic Avenue
Atlantic City, NJ 08401

John J. Hoffman
Acting Attorney General

Kim Guadagno
Lt. Governor

David Rebuck
Director

July 19, 2013

Michael A. Magazzu, Esquire
Corporate Counsel
Caesars Entertainment, Eastern Division
c/o Bally's Atlantic City
Park Place and The Boardwalk
Atlantic City, New Jersey 08401

RE: Petition #1991301

Dear Mr. Magazzu:

The staff of the Division of Gaming Enforcement's (Division) Regulatory Enforcement Bureau reviewed Petition #1991301 filed by Bally's Park Place, Inc. d/b/a Bally's Atlantic City ("Bally's") dated July 18, 2013. Bally's is seeking approval to amend its Certificate of Operation and Casino Hotel Alcoholic Beverage (CHAB) License to periodically use an alternate plan for the purpose of operating and/or hosting slot tournaments.

Bally's is currently operating under a Certificate of Operation which was approved in Petition #3251201 on December 14, 2012, by the Division of Gaming Enforcement.

By Petition # 1991301, Bally's seeks approval to complete modifications to its casino floor as depicted on the architectural drawing labeled PCO-134R1 dated July 08, 2013, which was prepared and certified by David J. Rudzenski, AIA, License #08443 of R2Architects.



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The petitioner proposes the following:

PARK PLACE

1. Temporarily add forty (40) slot machines in Traymore Ballrooms B and C, for the purpose of operating and/or hosting slot tournaments. The addition of forty (40) slot machines for the tournaments will result in a temporary increase of one thousand three hundred eighty (1,380) square feet of casino floor space.

Miscellaneous

1. Bally's current CHAB license reflects Traymore Ballrooms B and C as Type II authorized locations. Bally's seeks approval to temporarily amend its CHAB license during the tournaments to designate Traymore Ballrooms B and C as Type I CHAB authorized locations.

Wild Wild West

1. No changes noted.

Claridge

1. No changes noted.

The summary of the statistical calculations is as follows:

1. The total number of slot machines is **2,320** and the total number of slot stools is **2,318**. When the alternate plan (Traymore Ballrooms B and C) is implemented, the number of slot machines will increase by forty (**40**) for a total of **2,360** slot machines. The total number of slot stools will remain at **2,318**;
2. The number of table games will remain the same at **138**;
3. The total **Bally's Atlantic City** casino floor area will remain the same at eighty-three thousand five hundred sixty-nine (**83,569**) square feet. The total **Bally's Atlantic City** simulcast area remains at nine thousand three hundred ninety-three (**9,393**) square feet. The total **Wild Wild West** casino floor remains at twenty thousand five hundred-fifteen (**20,515**) square feet. The total **Wild Wild West** simulcast area remains at zero (**0**) square feet. The total **Claridge** casino floor and simulcast area remains at zero (**0**) square feet. The combined total gaming area, including Simulcast, will remain at one hundred thirteen thousand four hundred seventy-seven (**113,477**) square feet. When the alternate plan (Traymore Ballrooms B and C) is implemented, the total gaming area will increase by one thousand three hundred eighty (**1,380**) square feet for a total of one hundred fourteen thousand eight hundred fifty-seven (**114,857**) square feet;
4. The allowable slot coverage (90% of **113,477** sq. ft) is one hundred two thousand one hundred twenty-nine (**102,129**) square feet. When the alternate plan (Traymore Ballrooms B and C) is implemented, the allowable slot coverage (90% of **114,857** sq. ft) is one hundred three thousand three hundred seventy-one (**103,371**) square feet; and,
5. The actual slot coverage when the alternate plan (Traymore Ballrooms B and C) is implemented is sixty-six thousand seven hundred thirty-eight (**66,738**) square feet which is **58.1%** of the total gaming area and within the allowable 90% for slot density.

Based on the Division's authority, the requested amendments to Bally's Certificate of Operation and CHAB license as set forth above, are hereby granted pursuant to N.J.A.C. 13:69C-7.1, et seq and N.J.S.A. 5:12-103 et seq. This approval authorizes a casino room containing and consisting of **113,477** square feet of total gaming space, **138** table games, **2,320** slot machines and **2,318** slot stools. When the alternate plan

(Traymore Ballrooms B and C) is implemented, the casino room will consist of **114,857** square feet, **138** table games, **2,360** slot machines and **2,318** slot stools.

Please note that the designation of smoking areas in casinos is subject to the jurisdiction of the N.J. Department of Health and Senior Services and the Atlantic City Department of Health and Human Services, not the Division. Accordingly, this letter should in no way be construed as approving areas of the gaming floor for smoking.

This approval is subject to the following conditions:

- A. That revised operational blueprints, reflecting the changes approved herein, be submitted to the Division's Regulatory Enforcement Bureau, casino licensee's security podium and the casino licensee's CCTV monitoring room;
- B. That Bally's notifies the Division immediately in the event of any modification to the approvals granted herein;
- C. That all CCTV cameras must be accessible from the Division's CCTV monitoring system as required by N.J.A.C. 13:69D-1.10(a)3;
- D. That a revised Slot Master List is submitted to the Technical Service Bureau of the Division;
- E. That Bally's comply with CCTV requirements identified in N.J.A.C.13:69D-1.10(I) regarding the requirement to have a minimum of one (1) operator for every 40,000 square feet of casino floor space unless otherwise authorized by the Division;
- F. That an updated security submission be approved by the Division reflecting the cash transport route from the tournament buy-in area to the cage and security staffing when the alternate plan (Traymore Ballrooms B, and C) is implemented;
- G. Any Bally's employee who is responsible for the handling, storage or service of alcoholic beverages within the tournament area (Traymore Ballrooms B and C) should be designated as a CHAB employee who possesses the requisite qualifications and has received training in the sale of alcoholic beverages to the public;
- H. Bally's will insure that service of alcoholic beverages will be provided only to those individuals who are 21 years of age or older and that such beverages are not served to individuals who are actually or apparently intoxicated;

- I. Service of alcoholic beverages within the tournament area (Traymore Ballrooms B and C) will comply with all requirements attendant to Type I CHAB authorization, pursuant to *N.J.S.A. 5:12-103g(1)* and *N.J.A.C. 13:69I-3.1*, and with all applicable alcoholic beverage laws and regulations of the Division and, as deemed applicable, the Division of Alcoholic Beverage Control;
- J. Bally's is to obtain all necessary approvals from other governmental agencies prior to commencing operation of the tournament area (Traymore Ballrooms B and C) as a Type I location;
- K. That Bally's complies with all requirements and conditions appended to approvals received from all involved agencies of government whose approvals are required in order for a Certificate of Occupancy for the general public to be issued including, but not limited to, the Department of Community Affairs and the local construction official;
- L. Once modifications have been completed, satisfactory inspections and approvals by the Division are required to ensure that the changes made conform to the petition. The review also includes, but is not limited to, an assessment of the adequacy of CCTV and security coverage. Such inspections must be done **prior to the proposed areas being used for gaming activity**; and,
- M. In the future, if there are no changes from this approved petition, only notification to the Division along with certifications is required. Notification must be submitted at least three (3) business days prior to the implementation of the alternate plan.

To schedule an inspection, please contact the Division at inspections@njdgc.org.

Michael Magazzu, Esquire
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If you have any questions, please do not hesitate to contact Bill Kendzierski of my staff at 441-7557.

Sincerely,



Don Errera, Acting Chief
Division of Gaming Enforcement

DE/mf

CC: Chuck Kimmel, DGE
Tim Ficchi, DGE
Joe Goukler, DGE
Eric Weiss, DGE
Lisa Spengler, DGE
DGE Intake Unit
C-02-13-040